



PHILADELPHIA

One Liberty Place, 45th floor
Philadelphia, PA 19103
Phone: 215-568-3100
Fax: 215-568-3439

SEATTLE

999 Third Avenue, Suite 1606
Seattle, WA 98104
Phone: 206-332-1380
Fax: 206-624-7317

F A C S I M I L E

DATE: November 26, 2001

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Please deliver this and the following pages to:

Name: Examiner V. Ford
Company/Firm: Art Unit 1645, U.S. Patent and Trademark Office
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COVER MESSAGE: RE: US Application No. 09/651,290

Examiner Ford: Please find attached the revised response to Restriction Requirement, as we discussed this morning. Should you require anything further, please call.

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERY OF THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU

TJ C
11/26/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of)	Examiner: V. Ford
)	
Marcin S. Filutowicz)	
)	Group Art Unit: 1645
Application No. 09/651,290)	
)	
Filed: June 29, 2000)	Second response to Paper No. 7
)	
For: Antimicrobial Biotherapeutic)	
Agents: Alternatives to Conventional)	
Pharmaceutical Antibiotics)	

9/a

Revised Response to Restriction Requirement

Please amend the above-identified patent application by canceling claims 13 and 28.

Remarks

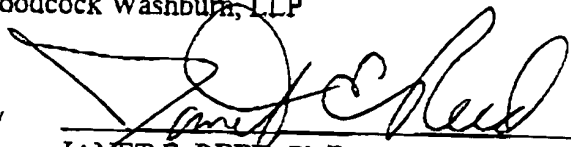
In response to a Restriction Requirement issued August 3, 2001, Applicant responded on August 30, 2001 by electing for prosecution Invention Group I, claims 1-12, 14-27 and 29-30. In Applicant's response filed August 30, 2001, Applicant erroneously stated that claims 13 and 29 should be canceled. The examiner brought this to the attention of Applicant's undersigned attorney on November 26, 2001. Accordingly, this revised Response is being made, canceling claims 13 and 28 as being drawn to a non-elected invention. Claim 29 should remain pending as part of the elected invention.

If any additional fee is due in connection with this paper, the Commissioner is authorized to charge Deposit Account No. 23-3050.

Respectfully submitted,

Woodcock Washburn, LLP

By



JANET E. REED, Ph.D.

PTO Registration No. 36,252

Telephone: (215) 557-5985

Facsimile: (215) 568-3439